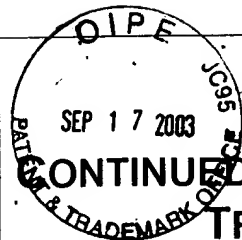


SEP 22 2003

rmege

RCE/1600



# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Application Number	09/463,352
Filing Date	January 21, 2000
First Named Inventor	Goudsmit
Group Art Unit	1634
Examiner Name	Bradley L. Sisson
Attorney Docket Number	9310-22CX

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 13.53(d) (PTO/SB/29) instead of an RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which was established RCE practice.

## 1. Submission required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☒ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Other Petition for Extension of Time

09/23/2003 MBIZUNES 00000069 09463352

01 FC:1801

750.00 00

## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

## 3. Fees

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☐ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. \_\_\_\_\_
- i. ☐ RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☐ Extension of time fee (37 C.F.R. § 1.136 and 1.17)
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed is a check in the amount of \$2,200.00 for the RCE fee provided under 37 C.F.R. § 1.17(e) plus a fee for a four-month extension of time.
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)
- d. ☒ If necessary, the Director is hereby authorized to charge any deficiencies, or credit any overpayments, to Deposit Account No. 50-0220

Myers Bigel Sibley & Sajovec, P.A., P. O. Box 37428, Raleigh, North Carolina 27627,  
Telephone: (919) 854-1400, Facsimile: (919) 854-1401, Customer No. 20792

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Mary L. Miller	Registration No. (Attorney/Agent)	39,303
Signature	<i>Mary L. Miller</i>	Date	September 17, 2003

## CERTIFICATE OF EXPRESS MAILING

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on September 17, 2003 and is addressed to Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Name (Print/Type)	Cathy A. Schetzina	Date	September 17, 2003
Signature	<i>Cathy A. Schetzina</i>	Date	September 17, 2003



Attorney Docket No. 9310.22CX

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Goudsmit et al.

Application Serial No: 09/463,352

Group Art Unit: 1655

Filed: January 21, 2000

Examiner: B. Sisson

For: *NUCLEIC ACID SEQUENCES THAT CAN BE USED AS PRIMERS AND PROBES  
IN THE AMPLICATION AND DETECTION OF ALL SUBTYPES OF HIV-1*

September 17, 2003

MAIL STOP RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE**

Sir:

This is responsive to the December 18, 2002 final Office Action issued regarding the above-referenced patent application. A Request for Continued Examination and Petition for Extension of Time is included herewith. Please enter the following amendments and new claims and consider the following remarks.